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8 UNITED STATES BANKRUPTCY COURT
9 NORTHERN DISTRICT OF CALIFORNIA
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11 In re Simon Chan, Debtor

Case no. 18-40217CN7
A/P No. 18-04060

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13 MICHAEL SCOTT FRAZER, et al.,

**INDEX TO EXHIBITS ON DEFENDANT'S
MOTION FOR SUMMARY JUDGMENT**

14 Plaintiffs,

Date: March 4, 2019

15 v.

Time: 10:00 a.m.

Place: Oakland, Room 215

16 SIMON CHAN, et al.,

17 Defendants.
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1 **DECLARATION OF ANDREW WATTERS**

2 EXHIBIT A Transcript excerpts from 2017 trial
3 EXHIBIT B PDF Printouts of EML files found in
4 David Tarnowski's document production
5 EXHIBIT C Trial exhibit 4 from the state court trial
6 showing dates and amounts of Plaintiffs'
7 investments
8 EXHIBIT D PPM version 2A-2 as found in David
9 Tarnowski's document production
10

11 **DECLARATION OF SIMON CHAN**

12 EXHIBIT A Draft PPM of December 16, 2005
13 EXHIBIT B Gary Mugg's redline version of the PPM of
14 December 16, 2005
15 EXHIBIT C Simon Chan's copy of the PPM of
16 December 16, 2005 as sent to David Tarnowski
17 and Gary Mugg
18 EXHIBIT D Final PPM, version 1A-1
19 EXHIBIT E Second Amended Complaint of Plaintiffs in
20 the state court action attaching 1A-1
21 EXHIBIT F Trial exhibit 4 from the state court trial
22 showing dates and amounts of Plaintiffs'
23 investments
24 EXHIBIT G Email from Simon Chan to David Tarnowski
25 containing the disputed representations
26 of Defendant's real estate experience
27 in China
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1 EXHIBIT H Version 1A-2 of the PPM as produced by David
2 Tarnowski in his document production.
3 EXHIBIT I Trial exhibit 3 (version 2A-2 of the PPM)
4 EXHIBIT J Adept note of December 31, 2008
5 EXHIBIT K Dragonwood balance sheet of December 31, 2008
6 EXHIBIT L Email from Gary Mugg of November 11, 2011
7 showing distribution of the note and
8 QuickBooks file to some of the Plaintiffs and
9 Mr. Tarnowski

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11 Date: February 1, 2019

Andrew G. Watters

Andrew G. Watters, Esq.
Attorney for Defendant Simon
Chan